

Minutes of the Executive Committee

July 20, 2009

Chair Dwyer called the Executive Committee meeting to order at 8:30 a.m. and led the committee in the Pledge of Allegiance.

Executive Committee Members Present:

Jim Dwyer
Pat Haukohl
Bonnie Morris

Duane Paulson
Tom Schellinger
Fritz Ruf

Absent:

Dave Swan

Also Present:

Community Development Coordinator Glen Lewinski
Chief of Staff Allison Bussler
Senior Financial Analyst Clara Daniels
Engineering Services Manager Gary Evans
Director of Administration Norm Cummings

Chief of Staff Mark Mader
Legislative Policy Advisor Dave Krahn
Legislative Policy Advisor Ann Olson
Business Manager Betsy Crosswaite
Internal Audit Manager Lori Schubert

Discuss and Consider Ordinance 164-O-031: Accept and Appropriate Funds under the Community Development Block Grant – Emergency Assistance Program from the Wisconsin Department of Commerce

Lewinski said this ordinance authorizes Waukesha Community Development as the lead applicant to accept and appropriate \$4,380,000 of funding from the State of Wisconsin into the 2009 Community Development budget. The U.S. Department of Housing and Urban Development is providing assistance for the 2008 flood. According to federal guidelines, Waukesha County has until December 31, 2010 to spend the federal funding. The State of Wisconsin approved Waukesha County to be the lead agency to distribute \$4,380,000 to the following projects:

Waukesha County	2008 residential flood damage and rehab	\$2,200,000
Town of Mukwonago	Pump Station	\$506,000
City of Oconomowoc	Community Center	\$506,000
Town of Summit	Outlet Project	\$506,000
City of Waukesha	Property acquisition/demolition	\$406,000
City of Pewaukee	Springdale Road Damage	\$256,000

Dwyer asked is the amount budgeted for personnel and interdepartmental appropriations sufficient for the program? Lewinski said the budget includes funding for a contracted staff person, rent computer costs, overhead, overtime for the program assistant, etc. Daniels distributed copies of the proposed budget for the Emergency Assistance Program (EAP) and a handout describing each project. The costs mentioned by Lewinski are outlined in the handout. Lewinski said the RFP for the contract person will go out next week. Dwyer said copies of the EAP budget and the project descriptions will be distributed to the entire county board.

Paulson asked would these projects be done without this funding? Lewinski said these projects would not be done without this funding. The grant gives municipalities incentive to come up with the difference in funding. A meeting will be held in August with the municipalities to see if they can come up with the balance of the funding for these projects. Projects that cannot be implemented will be replaced with one of 23 other projects that were submitted. Lewinski said if projects change, he will return to the Executive Committee to modify the ordinance.

MOTION: Haukohl moved, Ruf second, to approve Ordinance 164-O-031. Motion carried 6-0.

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Discuss and Consider Resolution 164-R-004: Approve West Waukesha Bypass Memorandum of Understanding

Bussler said the Waukesha West bypass has been debated since the 1950s. The current proposed route was mapped in the 1970s by the City of Waukesha. An attempt by Waukesha County to advance construction plans in the 1990s was halted at the state major project level due to lack of local consensus. The county has encouraged the state to start the projects several times. The Town of Waukesha Board passed a resolution in support of the bypass in November 2005. Negotiations began in earnest in February 2009 between the county, city and WisDOT. The county offered to fund an environmental impact study (EIS) and rebuild TT while the city would rebuild Meadowbrook Road. The state countered with a 50/50 split of \$50 million for the project. The county and city would not agree to the 50/50 offer and feared they would not get credit for the scheduled projects. The county executive removed HWY TT from the budget and publicly expressed disappointment regarding the stalled negotiations. The county executive and mayor refused to fund a percentage of an unknown project cost and negotiations stalled for months. Finally, the Secretary of Transportation stepped in and agreed to the final offer. The mayor and county executive announced agreement on May 12, 2009.

Bussler outlined each group's responsibility toward the project. The county's responsibility toward the project will be funding the EIS (estimated at \$2 million), \$3 million toward the purchase of right-of-way on the newly constructed portion of the bypass, the design, construction and funding of the bypass from WIS 18 to Northview Road (estimated at \$3.6 million), accept jurisdiction of WIS 74 from WIS 190 to Elder Lane, and lead the effort to resolve jurisdictional issues of remaining pieces of CTH D, CTH TT and local roads among the county, city and town. The city's responsibility will be to fund the final design and construction of the bypass from I-94 to Northview Road (estimated at \$2 million), accept jurisdiction of USH 18 from the bypass to USH 164/59, and cooperate with the county and town to resolve jurisdictional issues of remaining pieces of CTH D, CTH TT and local roads. The state's responsibility will be the final design and construction of the bypass from USH 19 to the connection with WIS 59 (estimated at \$37.5 million), contribute a maximum of \$2.6 million for right-of-way as the need arises, and take jurisdiction of the entire bypass. The town will be responsible for cooperating with the county and city to resolve jurisdictional issues of remaining pieces of CTH D, CTH TT and local roads.

Bussler said if the EIS reveals that the project will exceed \$50.7 million, the state, county or city may advocate for the "No Build" alternative and void the MOU. All parties would need to agree to resume negotiations if the project exceeds \$50.7 million.

MOTION: Paulson moved, Ruf second, to approve Resolution 164-R-004.

Schellinger asked if counties generally pay for EISs and not the state? Bussler said the county tried to find similar road projects but could not find one to compare apples to apples. The length of the road they are constructing is too short to be considered a major project. If the project does not go through because of the results of the EIS, it will not be a waste. The EIS takes it 60% through the design project. Traffic volumes on CTH TT have increased to the point where something needs to be done in the near future.

Haukohl asked if HWY 74 is drive worthy? Bussler said the state rebuilt the road last year.

Dwyer said it will take 18 to 24 months to finish the EIS with no final agreement signed until it is completed. In the mean time, there could be a change in power and this project could be scrapped. Bussler said the MOU will be signed but the jurisdictional transfers will not. The county has a public promise and a detailed paper. There will be a legal way for the state to get out of it. Evans said the EIS has a long shelf life as long as the area does not change much. An EIS can be updated as long as the footprint is not changed.

Paulson said this project has to be done.

Dwyer said this project could affect residents of Menomonee Falls if the state abandons HWY 74. Menomonee Falls feels left out. Evans said the Village of Menomonee Falls approached the county because many businesses want to get truck traffic off Main Street. The village is aware of the county's discussion with the DOT. If they own it, they could remove truck traffic. They do not know if the village can afford to take control of the project. They will lose the maintenance from the state.

Dwyer said he wishes that if the state pulls out of the agreement, the state would pay for the EIS. He would like a firmer agreement with the state.

Morris asked once the MOU and ordinance are approved when will the project begin? Bussler said the EIS could begin in fall. Evans said the RFP has been written.

Motion carried 6-0.

Discuss and Consider Ordinance 164-O-032: Amend 2009-2013 Capital Plan and Modify the 2009 Capital Budget

MOTION: Haukohl moved, Morris second, to approve Ordinance 164-O-032.

Haukohl said this project should stand on its own no matter what funding sources are in place.

Motion carried 6-0.

Discuss and Consider the Following Appointments:

164-A-019: Appointment of Jessica Pinkos as Humane Officer for Waukesha County

MOTION: Ruf moved, Haukohl second, to approve Appointment 164-A-019. Motion carried 6-0.

164-A-020: Appointment of Patricia B. Hansen to the Aging & Disability Resource Center Board

MOTION: Morris moved, Ruf second, to approve Appointment 164-A-020. Motion carried 6-0.

164-A-021: Appointment of Sandy Wolff to the Aging & Disability Resource Center Board

MOTION: Haukohl moved, Schellinger second, to approve Appointment 164-A-021. Motion carried 6-0.

164-A-022: Appointment of Lawrence W. Weidmann to the Aging & Disability Resource Center Board

MOTION: Ruf moved, Morris second, to approve Appointment 164-A-022.

Committee Reports by Committee Chairs for the Following Meetings:

June 16, 2009 – Land Use – Ruf said the committee approved an ordinance and heard an update from the Register of Deeds.

June 19 and July 16, 2009 – Judiciary – Morris said on June 19, the committee heard updates from the Sheriff's Department, Department of Emergency management and Medical Examiner's Office. They heard an update on the integrated emergency management course and approved three ordinances to accept Homeland Security funding. On July 16, the committee heard a CJCC update and approved three ordinances.

June 25 and July 16, 2009 – HHS – Paulson said the committee had updates on AODA programming, the Senior Dining Program, Care Wisconsin and Community Care, Inc. They also accepted the 2008 Year-End Report of the Aging & Disability Resource Center.

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June 17, 2009 – Finance – Haukohl said the committee approved four ordinances, heard reports on the 2010 budget kickoff information and assumptions, golf course fiscal overview, transit routes and contracts with the City of Waukesha, and Worker's Compensation claims third party administrator status.

July 7, 2009 – Personnel – Schellinger said the committee heard an update on the 2009 Health Advancement Program and went into closed session to discuss collective bargaining.

Internal Audit Plan Update

Schubert said she met with Treasurer Reeves and Director of Administration Cummings to discuss her participation in the tax project. It was decided Schubert will verify numbers during the reconciliation between the old and new tax systems. This limited project will occur in late October/early November and will not be a control audit or take much time. Reeves is happy with Schubert's involvement in the project and feels her security concerns will be addressed by this solution.

Dwyer said hopefully there will be a smooth transition. Schubert said there is a lot of pressure to get this project done right.

Approve Minutes of June 15, 2009

MOTION: Ruf moved, Schellinger second, to approve the minutes of June 15, 2009 as amended. Motion carried 6-0.

Future Agenda Items

- Fiscal overviews of the golf courses and ice arenas.

Legislative Update

Krahn said the budget bill is now law. After the bill was approved, it was discovered that OARs were decriminalized. Since municipal courts will now have jurisdiction over 80% of OARs and Waukesha County's OAR Program will be decimated. Luczaj is working with municipalities and WCS to see if a collaboration can be built for the OAR Program.

Krahn distributed a handout titled 2009 Legislation 7.20.09 and reviewed the following bills: AB 130, AB 230, AB 282/AB205, LRB 1708, AB 287/AB 209, AB 278/AB 107, SJR 11 and SB 36/AB 61. Fifteen of the bills included in the handout are OWI related.

Correspondence

Dwyer distributed and reviewed the list of correspondence. Supervisors may request copies of listed items from Jicha.

MOTION: Haukohl moved, Ruf second, to adjourn the meeting at 10:44 a.m. Motion carried 6-0.

Respectfully submitted,

Bonnie J. Morris
Secretary